

EXTENSION OF PATENTS.

[CIRCULAR.]
PATENT OFFICE, June 21, 1845.

THE undersigned, constituted by law a board to decide upon applications for the extension of patents, have adopted the following suggestions and rules, for the benefit of those persons who may hereafter apply for extensions.

The questions which arise on each application for an extension are—

1. Is the invention novel?
2. Is it useful?
3. Is it valuable and important to the public?

4. Has the inventor been adequately remunerated for his time and expense in originating and perfecting it?

5. Has he used due diligence in introducing his invention into general use?

The two first questions will be determined upon the result of an examination in the Patent Office; as will also the third, to some extent.

To enable the board to come to a correct conclusion in regard to the third point of inquiry, the applicant must, if possible, produce a copy of the original specification of the invention, which testimony should be taken under oath.

In regard to the fourth and fifth points of inquiry, in addition to his own showing his receipts and expenditures on account of the invention, which its value is to be ascertained, the applicant should show, by the testimony of disinterested witnesses on oath, that he has taken all reasonable measures to introduce his invention into general use, and that, without default or neglect of his own, he has failed to obtain from the use and sale of the invention a reasonable remuneration for the time, ingenuity, and expense bestowed on the same, and the introduction thereof into use.

The report of the examiner upon the novelty and utility of the invention, will be ready five days before the day appointed for the hearing, which will be open for inspection at the Patent Office; copies of which will be taken by the applicant, and if desired, on payment of the usual fees for copies.

In case of opposition by any person to the extension of a patent, both parties may take testimony, each giving reasonable notice to the other of the time and place of taking said testimony, which shall be taken according to the rules prescribed by the Commissioner of Patents in cases of interference.

All arguments submitted to the board must be in writing.

In conclusion, the undersigned would remark, generally, that a monopoly of his invention is secured by law to the inventor for the term of fourteen years. This is done with a view to compensate him for his time and expense in originating and perfecting it. At the end of the time, his patent runs, his monopoly should cease, and the invention become public property, unless he can show good reasons to the contrary. The presumption is, that the inventor has taken all reasonable measures to introduce his invention into general use, and that, without default or neglect of his own, he has failed to obtain from the use and sale of the invention a reasonable remuneration for the time, ingenuity, and expense bestowed on the same, and the introduction thereof into use.

JAMES BUCHANAN,
Secretary of State.

EDMUND BURKE,
Commissioner of Patents.

S. BARTON,
Solicitor of the Treasury.

The publishers of the following papers will please insert the above notice twice each week for two months, and send their bills to the undersigned, at the Patent Office, for payment.

United States Journal, Constitution and Union; National Journal, Washington; Republican and Argus, Baltimore; Keynote, Philadelphia; Union, Harrisburg; Morning News and Jeffersonian, New York; Daily Commercial Advertiser, New York; Commercial Advertiser, Lowell; N. H. Patriot, Concord; State, Columbus, Ohio; Kentucky Democrat, Louisville; Courier, New Orleans.

June 23—24w2m

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CONFININE their practice to diseases of the eye, throat, and chest, and to all the diseases of the head, and to all the diseases of the body.

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